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NOTE: This order is nonprecedential.

# United States Court of Appeals for the Federal Circuit

# WARSAW ORTHOPEDIC, INC.,

Plaintiff/Counterclaim Defendant-Appellant,

and

# MEDTRONIC SOFAMOR DANEK USA, INC.,

Counterclaim Defendant-Appellant,

and

# MEDTRONIC PUERTO RICO OPERATIONS CO. and MEDTRONIC SOFAMOR DANEK DEGGENDORF, GMBH,

Counterclaim Defendants,

v.

NUVASIVE, INC.,

Defendant/Counterclaimant-Cross Appellant.

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WARSAW ORTHOPEDIC, INC. V. NUVASIVE, INC.

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Appeal from the United States District Court for the Southern District of California in case no. 08-CV-1512 United States District Judge Cathy Ann Bencivengo.

## ON MOTION

## ORDER

Upon consideration of the Appellants Medtronic Sofamor Danek USA, Inc., and Warsaw Orthopedic, Inc.'s unopposed motion to extend time to file their principal brief until November 20, 2013,

## IT IS ORDERED THAT:

The motion is granted.

FOR THE COURT

October 1, 2013

/s/ Daniel E. O'Toole Daniel E. O'Toole Clerk

cc: Michael Ari Amon Craig Earl Countryman Luke Dauchot Michael J Kane Alexander Fraser MacKinnon Ryan Malloy Brian Robert Matsui Deanne Maynard WARSAW ORTHOPEDIC, INC. V. NUVASIVE, INC.

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Todd Glen Miller Frank Scherkenbach Nimalka R. Wickramasekera